

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/874,400
Filing Date	June 4, 2001
First Named Inventor	Werner G. Kuhr
Group Art Unit	1634
Examiner Name	Betty J. Forman
Attorney Docket Number	407T-894701US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0893
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) 07/27/2004 MAHNE1 00000076 500893 09874400
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01 FC:2801 385.00 DA
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Tom Hunter	Registration No. (Attorney/Agent)	38,498
Signature		Date	July 23, 2004

CERTIFICATE OF MAILING OR TRANSMISSION.

I hereby certify that this correspondence is being deposited with the United States as first class mail in an envelope addressed to:
Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on this date: July 23, 2004

Name (Print/Type)	Chianti Appling	Date	7/23/04
Signature			

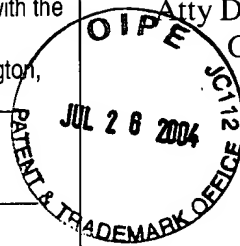
I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on July 23, 2004
Quine Intellectual Property Law Group, P.C.

By: _____

Chianti App'ing

Atty Docket No: 407T-894701US

Client Ref: 98-098-2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

**WERNER G. KUHR, PANKAJ SINGHAL,
and SARA ANN BRAZIL**
Application No.: **09/874,400**

Examiner: Betty J. Forman

Art Unit: 1634

Filed: **06/04/2001**

For: **SPATIALLY-ENCODED ANALYTE
DETECTION**

AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

INTRODUCTORY COMMENTS

Dear Sir:

In response to the Office Action dated June 26, 2003, Applicants respectfully request reconsideration of the above-identified application in view of the following amendments and remarks. A Notice of Appeal was filed on December 23, 2003. Accordingly, the following documents are enclosed herewith:

- 1) A petition to extend the period of response for five months; and
- 2) A Request for Continued Examination (RCE).

Please amend the specification and/or claims as follows